IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

REVIEW PETITION (LODG.) NO.22 OF 2005

IN

WRIT PETITION NO.1832 of 2004

Union of India & Anr.....Petitioners

Versus

Kedarchand Agarwal & Ors.....Respondents

Mr. Suresh Kumar for the Review Petitioners
Mr. Mohan Bir Singh for Respondent

CORAM: F.I. REBELLO & S.P.KUKDAY, JJ.
DATE : 25th April,2005

. By the present Review Application the original Respondents, who are the Review Applicants seek review of the order dated 10th March, 2005 relying on the purported policy decision dated 6th January, 1992 of the Ministry of Railways (Railway Board) signed by the Executive Director, Traffic Commercial (G), Railway Board. It is submitted, based upon that the decision taken was by the Executive Director, Traffic Commercial (G) Railway Board. The earlier directions of this Court was to the same Official and consequently the order suffers from an error apparent which requires to be reviewed. We asked the learned Counsel for the petitioner as to whether the Railway Board has delegated its powers in favour of the Executive Director, Traffic Commercial (G), Railway Board and if so to produce the resolution whereby the Board has delegated such powers. Merely because the Railway Board has been sued through the Executive Director, Traffic Commercial (G) does not mean that the Writ of this Court was to that official to decide the issue. Direction was to the Railway Board to decide the issue. In our view, therefore, in the

absence of producing the delegation of power no interference called for. Review Petition rejected.

(F.I.REBELLO, J.)

(S.P. KUKDAY, J.)